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Notice of Allowability	Application No.	Applicant(s)
	10/009,687	FUJIKAKE ET AL.
	Examiner	Art Unit
	Judy M. Reddick	1713
The MAILING DATE of this communication appear All claims being allowable, PROSECUTION ON THE MERITS IS (herewith (or previously mailed), a Notice of Allowance (PTOL-85) NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGORY OF THE	OR REMAINS) CLOSED in this or other appropriate communic SHTS This application is subjected.	s application. If not included
1. This communication is responsive to <u>RCE (09/21/04)</u> .		
2. The allowed claim(s) is/are 1,2,5 and 7-11.		
3. The drawings filed on are accepted by the Examiner.		
 4.).
Certified copies of the priority documents have been received in Application No		
3. Copies of the certified copies of the priority documents have been received in this national stage application from the		
International Bureau (PCT Rule 17.2(a)).		
* Certified copies not received:		
Applicant has THREE MONTHS FROM THE "MAILING DATE" of noted below. Failure to timely comply will result in ABANDONME THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.	f this communication to file a re NT of this application.	ply complying with the requirements
5. A SUBSTITUTE OATH OR DECLARATION must be submitt INFORMAL PATENT APPLICATION (PTO-152) which gives	reason(s) why the oath or deci	IER'S AMENDMENT or NOTICE OF laration is deficient.
6. CORRECTED DRAWINGS (as "replacement sheets") must	be submitted.	
(a) ☐ including changes required by the Notice of Draftspersor	n's Patent Drawing Review (P	TO-948) attached
1) hereto or 2) to Paper No./Mail Date		
(b) ☐ including changes required by the attached Examiner's A Paper No./Mail Date	Amendment / Comment or in th	e Office action of
Identifying indicia such as the application number (see 37 CFR 1.84 each sheet. Replacement sheet(s) should be labeled as such in the	(c)) should be written on the dra header according to 37 CFR 1.1	awings in the front (not the back) of
7. DEPOSIT OF and/or INFORMATION about the deposit attached Examiner's comment regarding REQUIREMENT FO	of BIOLOGICAL MATERIA	I must be submitted News th
Attachment(s)		
1. Notice of References Cited (PTO-892)	5. Notice of Informa	l Patent Application (PTO-152)
2. Notice of Draftperson's Patent Drawing Review (PTO-948)	Interview Summa	ary (PTO-413),
3. Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date	Paper No./Mail [7. ⊠ Examiner's Amer	Date ndment/Comment
4. ☐ Examiner's Comment Regarding Requirement for Deposit	8. ⊠,Examiner's State	ment of Reasons for Allowance
of Biological Material	9.	The state of the s
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EXAMINER'S AMENDMENT

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Continued Examination Under 37 CFR 1.114

- 1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 09/21/04 has been entered.
- 2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Garth M. Dahlen on 11/03/04.

The application has been amended as follows:

IN THE CLAIMS

Claims 12 & 13 have been cancelled.

REASONS FOR ALLOWANCE

3. The following is an examiner's statement of reasons for allowance: The instantly claimed invention is deemed allowable over the prior art of record, Nagasuna et al (U.S. 4,973,632) in combination with Ishizaki et al (U.S. 6,254,990 B1) meritorious of the closest prior art, as per reasons clearly stated in Counsel's REMARKS + DECLARATION UNDER 37 C.F.R. 1.132(09/21/04).

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4. Any comments considered necessary by applicant must be submitted no later than the payment of the issue

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fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be

clearly labeled "Comments on Statement of Reasons for Allowance."

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed

to Judy M. Reddick whose telephone number is (571)272-1110. The examiner can normally be reached on Monday-

Friday, 6:30 a.m.-3:00 p.m..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Wu can

be reached on (571)272-1114. The fax phone number for the organization where this application or proceeding is

assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information

Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or

Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more

information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the

Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Judy et. Ressuch Judy M. Reddick

Judy M. Reddick Primary Evamina

Primary Examiner

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JMR Jones. 11/03/04